

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:

SMITH et al.

Serial No.: 10/672,479

Filed: September 26, 2003

Confirmation No.: 8244

Atty. File No.: 50001-00025

For: "DEVICE FOR PROVIDING
MICROCLIMATE CONTROL"

) Group Art Unit: 1724

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) Examiner: Not Yet Assigned

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SUPPLEMENTAL INFORMATION
DISCLOSURE STATEMENT

<p style="text-align: center;">CERTIFICATE OF MAILING</p> <p>I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 ON <u>4/16/04</u></p> <p style="text-align: center;">MARSH FISCHMANN & BREYFOGLE LLP</p> <p>BY: <u>[Signature]</u> DAXMARA SANCHEZ</p>

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


Dear Sir:

Pursuant to Applicant's duty of disclosure under 37 C.F.R. §1.56, Applicant hereby submits this Supplemental Information Disclosure Statement with a copy of the document identified on the enclosed PTO Form 1449, although Applicant does not admit that any of such documents, alone or in any combination, is considered to be material to patentability as defined in 37 C.F.R. §1.56(b). Moreover, the inclusion of these documents is not to be construed as an admission by Applicant that each such document is prior art as to the above-identified patent application.

Enclosed is a Statement Under 37 C.F.R. 1.97(e) accompanying the Supplemental Information Disclosure Statement. While Applicant believes no fees are due in connection herewith, please charge any fees necessary under 37 C.F.R. 1.17(i) to Deposit Account No. 50-1419.

Respectfully submitted,

MARSH FISCHMANN & BREYFOGLE LLP

By: 

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**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING
INFORMATION DISCLOSURE STATEMENT**

Docket No.
50001-00025

In Re Application Of: **Smith et al.**

Serial No.
10/672,479

Filing Date
September 26, 2003

Examiner
Not Yet Assigned

Group Art Unit
1724

Invention: **"DEVICE FOR PROVIDING MICROCLIMATE CONTROL"**

TO THE COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

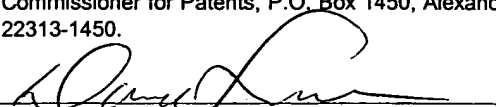

Signature

Dated: **4/16/04**

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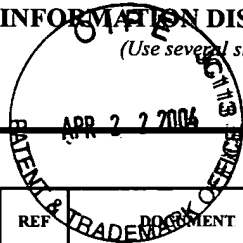
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INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)



Docket Number (Optional)

50001-00025

Application Number

10/672,479

Applicant(s)

Smith et al.

Filing Date

September 26, 2003

Group Art Unit

1724

U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	1.	3,734,293	05/22/73	BISKIS	210	185	
	2.	4,580,408	04/08/86	STUEBNER	62	259	
	3.	5,000,252	03/19/91	FAGHRI	164	10	
	4.	5,111,668	05/12/92	PARRISH et al.	62	259.3	
	5.	5,268,022	12/07/93	GARRETT ET AL.	95	98	
	6.	6,047,106	04/04/00	SALYER	392	341	
	7.	6,298,907	10/09/01	COLVIN ET AL.	165	46	
	8.	6,438,992	08/27/02	SMITH ET AL.	62	480	

FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.